

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
325 EAST 72ND STREET CORP.,
315 EAST 72ND STREET OWNERS CORP., :

Plaintiffs, : **08 Civ. 1127**
- against - : **(GEL)**
: **ECF Case**

UNITED STATES DEPARTMENT OF
TRANSPORTATION, MARY E. PETERS, in
her capacity as Secretary of the United States : **NOTICE OF DISMISSAL**
Department of Transportation, THE FEDERAL
TRANSIT ADMINISTRATION, JAMES S. SIMPSON, :
in his capacity as Administrator of the Federal Transit
Administration, THE METROPOLITAN :
TRANSPORTATION AUTHORITY, H. DALE
HEMMERDINGER, in his capacity as Chairman of the :
Metropolitan Transportation Authority, THE NEW
YORK CITY TRANSIT AUTHORITY, HOWARD H. :
ROBERTS, JR., in his capacity as the President of the
New York City Transit Authority, THE METROPOLITAN:
TRANSPORTATION AUTHORITY CAPITAL
CONSTRUCTION COMPANY, :

Defendants. :
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Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the Plaintiffs hereby voluntarily withdraw and dismiss the above-captioned action. Said withdrawal is without prejudice pursuant to Rule 41(a)(1)(B) of the Federal Rules of Civil Procedure.

Dated: August 19, 2008
White Plains, New York

ZARIN & STEINMETZ

By:



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